



U.S. Department of
Transportation

Office of the Secretary
of Transportation

DOCUMENTARY SERVICE DIVISION
Washington, D.C. 20590

98-5

Weekly Summary of Orders and
Regulations

JANUARY 26 - JANUARY 30, 1998

Order	Docket	Summary	Date Action Taken
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(#) Published in the Federal Register.

98-1-16	OST-97-3153	<p>APPLICATION OF GREAT LAKES AVIATION, LTD., D/B/A UNITED EXPRESS FOR AN EXEMPTION FROM 14 CFR PART 93, SUBPARTS K AND S, PURSUANT TO 49 U.S.C. 41714(a)(2) TO SERVE ESSENTIAL AIR SERVICE POINTS FROM CHICAGO O'HARE</p> <p>The Department is denying the application filed by Great Lakes Aviation, Ltd., d/b/a United Express, for exemptions from 14 CFR Part 93, subparts K and S, to enable 20 additional flight operations at Chicago's O'Hare Airport to provide essential air service (EAS) at Ironwood and Manistee, Michigan; Mattoon, Mount Vernon, and Sterling/Rock Falls, Illinois; and Ottumwa, Iowa.</p> <p>Served 1-27-98</p>	1-21-98
98-1-17	OST-95-928 OST-97-3223 UNDOC'D OST-96-1992 OST-96-1993 OST-95-929 OST-95-325 OST-95-369 OST-95-556 OST-96-1000 OST-97-3179	<p>APPLICATIONS OF AMERICAN AIRLINES, INC.; GEMINI AIR CARGO, LLC; HAWAIIAN AIRLINES, INC.; NORTHWEST AIRLINES, INC.; UNITED AIR LINES, INC. AND LUFTHANSA GERMAN AIRLINES; UNITED AIR LINES, INC. US AIRWAYS, INC. FOR EXEMPTIONS OR AUTHORITIES UNDER 49 U.S.C. SECTION 40109 AND THE ORDERS AND REGULATIONS OF THE DEPARTMENT OF TRANSPORTATION</p> <p>The Department confirms the actions described in the Notices of Action Taken,</p>	1-21-98

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Continued.....

98-1-17	OST-95-928 OST-97-3223 UNDOC'D OST-96-1992 OST-96-1993 OST-95-929 OST-95-325 OST-95-369 OST-95-556 OST-96-1000 OST-97-3179	which granted the referenced U.S. and foreign air carriers (1) exemptions from the provisions of Sections 41101 and 41301, where necessary 41504 or as noted in the Notices, other sections of Title 49 U.S.C.; or (2) relief or authorizations as provided for under regulations or orders of the Department, to the applicants to perform the operations described in the Notices of Action Taken. Petitions for review of this order are due within ten (10) days after the date of service of this order. Served 1-27-98 Intervening numbers appeared in a previous issue	21-1-98
98-1-22	OST-97-2586	1997 U.S.-CHLE COMBINATION SERVICE PROCEEDING The Department makes final its tentative decision to select Continental Airlines, Inc. to serve the U.S.-Chile market and to allocate it seven weekly frequencies for its nonstop services in the Newark/New York-Santiago market. It also makes final its tentative decision to select Delta Air Lines, Inc., for backup authority in the U.S.-Chile market. The motions of Delta Air Lines, Inc., and Continental Airlines, Inc., for leave to file otherwise unauthorized documents in this Docket is granted; and the application of United Air Lines, Inc., for allocation of frequencies in this proceeding is denied. Served 1-29-98	12-24-97

Order	Docket	Summary	Date Action Taken
98-1-23	OST-95-849 UNDOC'D OST-95-963 OST-95-964 OST-95-979 UNDOC'D OST-97-3283 OST-95-808 OST-95-838 OST-95-503 OST-97-2072 OST-97-2265 OST-97-2358 UNDOC'D	APPLICATIONS OF AMERICAN AIRLINES, INC.; AMERICAN TRANS AIR, INC.; CONTINENTAL AIRLINES, INC. AND CONTINENTAL EXPRESS, INC.; CONTINENTAL MICRONESIA, INC.; FEDERAL EXPRESS CORPORATION; FINE AIRLINES, INC.; PAN AMERICAN WORLD AIRWAYS; POLAR AIR CARGO, INC.; UNITED AIR LINES, INC.; FOR EXEMPTIONS OR AUTHORITIES UNDER 49 U.S.C. SECTION 40109 AND THE ORDERS AND REGULATIONS OF THE DEPARTMENT OF TRANSPORTATION The Department confirms the actions described in the Notices of Action Taken, which granted the referenced U.S. air carriers (1) exemptions from the provisions of Section 41101 and where necessary 41504 or as noted in the Notices, other sections of Title 49 U.S.C.; or (2) relief or authorizations as provided for under regulations or orders of the Department, to the applicants to perform the operations described in the Notices of Action Taken. Served 1-29-98	1-26-98
98-1-24	OST-98-3380	IN RE: SECURITY OF AIRCRAFT AND SAFETY OF PASSENGERS TRANSITING PORT-AU-PRINCE, HAITI The U. S. and foreign air carriers named on the service list providing service between the U.S. and PAP, Port-au-Prince, Haiti, are notified of their obligation under Section 49 U.S.C. Section 44907 to provide to any passenger purchasing a U. S.-Port-au-Prince ticket after the effective date of this order, written notice of the Secretary's determination that Port-au-Prince International Airport, Port-au-Prince, Haiti, does not maintain and carry out effective security measures, effective January 23, 1998. Served 1-26-98	1-23-98

Order	Docket	Summary	Date Action Taken
98-1-25	OST-95-405 (44445)	<p data-bbox="683 310 1295 384">INTRA-ALASKA BUSH SERVICE MAIL RATES</p> <p data-bbox="683 390 1295 1171">The Department proposes to establish new intra-Alaska bush service mail rates for the period April 1, 1998 through March 31, 1999. The rates that are currently in effect were established by Order 97-1-12, served January 22, 1997, for the period April 1, 1997, through March 31, 1998. Those rates will remain in effect as final rates through March 31, 1998, or until a final order is issued with respect to the rates proposed here, whichever is later. All interested persons are directed to show cause why the Department should not adopt the foregoing tentative findings and conclusions and fix, determine and publish the proposed final rates as specified. Objections, along with all supporting documents, are to be filed within forty five (45) days after the date of service of this order. Vague or unsupported objections that do not include all proposed adjustments and backup data will not be accepted.</p> <p data-bbox="683 1178 1295 1213">Served 1-30-98</p>	1-26-98
98-1-26	OST-96-1265	<p data-bbox="683 1255 1295 1360">ESSENTIAL AIR SERVICE AT MT. VERNON, ILLINOIS UNDER 49 U.S.C. 41731 <i>et seq.</i></p> <p data-bbox="683 1367 1295 1812">The Department is prohibiting Great Lakes Aviation from suspending its essential air service (EAS) at Mt. Vernon, Illinois, and requiring the carrier to continue providing essential air service at the community until a replacement carrier can be found. Carriers interested in providing replacement service at Mt. Vernon, with or without subsidy request, should submit their proposals, within 20 days after the date of service of this order to the Office of Aviation Analysis, Room 6401, Department of Transportation.</p> <p data-bbox="683 1818 1295 1843">Served 1-30-98</p>	1-26-98

Order	Docket	Summary	Date Action Taken
98-1-27	OST-97-2646 OST-97-2648	<p>APPLICATION OF FLORIDA WEST INTERNATIONAL AIRWAYS, INC. FOR RENEWAL OF ITS CERTIFICATE AUTHORITY; APPLICATION OF FLORIDA WEST INTERNATIONAL AIRWAYS, INC. FOR RENEWAL OF ITS EXEMPTION AUTHORITY AND FREQUENCY ALLOCATIONS</p> <p>The Department finds that Florida West International Airways, Inc. (FWIA), continues to be fit, willing, and able to provide interstate and foreign scheduled all-cargo air transportation, and renews its certificate and exemption authority.</p> <p>Served 1-27-98.</p>	1-26-98
98-1-28	OST-97-2794 OST-97-2795	<p>APPLICATION OF TRADEWINDS AIRLINES, INC. FOR A PARTIAL WAIVER FROM THE PROVISIONS OF SECTION 201.5 OF THE DEPARTMENT'S REGULATIONS</p> <p>The Department, acting under authority assigned in its Regulations, 14 CFR 385.12, confirms the oral action taken on January 23, 1998, and grants Tradewinds Airlines, Inc., a partial waiver from Section 201.5 of its regulations, subject to the conditions as specified in the order. Petitions for review are due within ten (10) days of the service date of this order.</p> <p>Served 1-28-98</p>	1-28-98
98-1-29	OST-97-3073	<p>APPLICATION OF AMERICAN AIRLINES, INC., UNDER 49 U.S.C. 40109 FOR AN EMERGENCY EXEMPTION TO SERVE CUZCO, PERU</p> <p>The Department grants an exemption to American Airlines, Inc., to provide scheduled foreign air transportation of persons, property, and mail in the New York (JFK), New York-Continued.....</p>	1-28-98

Order	Docket	Summary	Date Action Taken
98-1-29	OST-97-3073	Continued..... Cuzco, Peru, market, via Lima, Peru, and allocates it seven weekly frequencies for this service, effective immediately for a period of one year from the service date of this order, subject to the condition that the frequencies will revert automatically to the Department if they are not used for a period of 90 days. The motion of Delta Air Lines, Inc. for consolidation of its application in Docket OST-97-3124 with the application of American Airlines, Inc., in Docket OST-97-3073 is dismissed; and is granted its motion for leave to file an otherwise unauthorized document in Docket OST-97-3073. Served 1-28-98	1-28-98
98-1-30	OST-97-3262	The Department approves and grants antitrust immunity to the IATA Agreement, subject, where applicable, to conditions previously imposed which adopts a new enabling resolution regarding revisions to the annual Hajj and Umrah pilgrimage periods set forth in special fare resolutions relating to travel to/from Saudi Arabia; and adjusts previously agreed fares from Kuwait to the United States to reflect levels now on file and approved by governments, which, in most cases, represents a reduction of three percent, except for increases of two percent in first and business class fares to New York. Served 2-4-98	1-28-98
98-1-31	OST-98-3304	IN THE MATER OF THE FOREIGN AIR CARRIER FAMILY SUPPORT ACT OF 1997 EXEMPTION UNDER 49 U.S.C. 40109 The Department exempts all foreign air carriers that currently hold, or may subsequently receive, Department authority to conduct operations in foreign air Continued..... Continued.....	1-29-98

Order	Docket	Summary	Date Action Taken
98-1-31	OST-98-3304	transportation using only small aircraft (i.e., aircraft designed to have a maximum passenger capacity of not more than 60 seats or a maximum payload capacity of not more than 18,000 pounds), from the provisions of 49 U.S.C. 41313, effective immediately, and shall remain in effect until further order of the Department. Served 2-3-98 (#)	1-29-98
98-1-32	DOCKET 37554	ESTABLISHMENT OF THE STANDARD FOREIGN FARE LEVEL Effective February 1, 1998, pursuant to Title 49 of the United States Code, fares may be increased by the following adjustment factors over the October 1979 level, as amended: Atlantic 1.3739 Latin America 1.4571 Pacific 1.5552 Posted 1-29-98 (#)	1-29-98